

REMARKS/ARGUMENTS

1. In the Official Action, the Examiner has rejected claims Nos. 1-7 under the judicially created doctrine of double patenting over claims 10-29 of copending Application No. 10/584,112 and stated that a timely filed terminal disclaimer, in compliance with 37 C.F.R. 1.321(c) may be used to overcome this rejection.

Applicants point out that in their May 20, 2008 Response to the Official Action of February 6, 2008, Applicants submitted a Terminal Disclaimer and on Page 8 of that Response the Commissioner was authorized to charge the fees required in connection with the Terminal Disclaimer to Deposit Account No. 04-1679.

The **Terminal Disclaimer** and Page 8 of Applicants' Response to Official Action dated May 20, 2008 is attached to this response as Appendix I and is believed to be in compliance with 37 C.F.R. 1.321(c). The Terminal Disclaimer has been signed by an Attorney of Record in the case. **The Commissioner is hereby once again authorized to charge the fees, namely \$140.00, required in connection with the Terminal Disclaimer, to Deposit Account No. 04-1679.**

Accordingly, Applicants request entry of the Terminal Disclaimer and reconsideration and withdrawal of the double patenting rejection.

2. The Examiner rejected claim 7 under 35 U.S.C. 112 as being indefinite. To overcome this rejection, Applicants have revised Claim 7 according to Examiner's suggestion.

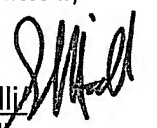
Application No. 10/584,391
Docket No. E4942-00016
Response to Official Action of February 18, 2009

In view of the foregoing, Applicants respectfully submit that claims 1-7 are in condition for allowance. Favorable reconsideration is therefore respectfully requested. Applicants respectfully requests that a timely Notice of Allowance be issued in this case.

If a telephone conference would be of assistance in advancing prosecution of the above-identified application, Applicant's undersigned Attorney invites the Examiner to telephone him at 215-979-1255.

Respectfully Submitted,

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/Samuel W. Apicelli
Samuel W. Apicelli
Registration No. 36,427
Customer No. 08933
DUANE MORRIS LLP
30 S. 17th Street
Philadelphia, PA 19103-4196
Tel: 215-979-1255
swapicelli@duanemorris.com

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APPENDIX I